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This Information Disclosure Statement is not to be construed as a representation that: (i) a search has been made; (ii) the information is material to the examination of this application; (iii) additional information material to the examination of this application does not exist; (iv) the information, protocols, results and the like reported by third parties are accurate or enabling; or (v) the information necessarily constitutes prior art to the subject invention.

2. Identification of Time of Filing

This Information Disclosure Statement

- a. _____ is filed within three months of the filing date of the application.
- b. X is filed before the mailing date of a first Office Action on the merits.
- c. _____ is filed after the period specified in 2(a) or 2(b) above, but before the mailing date of a final action under 37 CFR § 1.113 or a Notice of Allowance under 37 CFR § 1.311. This statement includes a certification under 37 CFR § 1.97(e) or the fee set forth in 37 CFR § 1.17(p).
- d. _____ is filed after the mailing date of a final action or Notice of Allowance but before payment of the issue fee. This statement includes (i) a certification under 37 CFR § 1.97(e), (ii) a petition requesting consideration of this information disclosure statement, and (iii) the petition fee under 37 CFR § 1.17(i)(1).

3. _____ Certification under 37 CFR § 1.97(e)

The undersigned attorney certifies

- a. _____ that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the statement, or
- b. _____ that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in 37 CFR § 1.56(c) more than three months prior to the filing of the statement.

4. _____ Newly Cited Information

A legible copy of the patents, publications or other information cited on the attached form PTO 1449 is enclosed, except that no copy of a pending U.S. application is enclosed.

5. _____ Previously Cited Information

No copy of the patents, publications or other information cited on the attached form PTO-1449 is enclosed because it has been previously cited by or submitted to the

Office in a prior application which is relied upon for an earlier filing date under 35 USC § 120.

Prior application is Serial No. _____, filed on _____,
(Date)

(Inventor)

(Inventor)

entitled _____.

6. _____ Concise Explanation

Documents cited above which are not in the English language

a. _____ have been explained in the specification.

b. _____ have an abstract (or other concise explanation) in English enclosed or if readily available a translation into English of the document is enclosed.

7. Form PTO-1449 is enclosed.

8. _____ A petition requesting consideration of this information disclosure statement is enclosed.

9. _____ Fees (as of 11/5/98)


a. _____ late filing (37 CFR § 1.17(p)) Fee: \$240.00
b. _____ Petition (37 CFR § 1.17(i)(1)) Fee: \$130.00

Total Fee Due \$ _____

10. Method of Payment of Fees: A check in the amount of \$ _____ is enclosed. If the check is for some reason not enclosed or is insufficient in amount, the Commissioner is authorized to charge any deficiencies (or credit overpayments) to Tobor & Goldstein Deposit Account No. 20-1299, Order No. _____/_____.

Respectfully submitted,

Date: 11/18/99



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